IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

WEDNESDAY, THE 28TH NOVEMBER 2007 / 7TH AGRAHAYANA 1929

Ins.APP.No. 47 of 2006()

AGAINST THE ORDER DATED 30/12/2005 IN IC. 106 /1995 IN IC.63/1995 of EMPLOYEES INSURANCE COURT, ALAPPUZHA

.....

APPELLANTS/RESPONDENTS.
---

1. THE REGIONAL DIRECTOR,
   E.S.I.CORPORATION, THRISSUR.

2. THE RECOVERY OFFICER,
   REGIONAL OFFICE, E.S.I.CORPORATION,
   THRISSUR.

BY ADV. SRI.P.SANKARANKUTTY NAIR

RESPONDENTS: APPLICANT.

T.K.I.AHMED SHERIFF,
PROPRIETOR,
M/S.PUTHENPURAYIL CRUSHERS, CHALAKKAL,
MARAMPILLY, ALWAYE.

BY ADV. SRI.A.M.SHAFFIQUE
SRI.E.K.NANDAKUMAR
SRI.K.JOHN MATHAI
SRI.P.BENNY THOMAS

THIS INSURANCE APPEALS HAVING COME UP FOR ADMISSION ON 28/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.PADMANABHAN NAIR, J.

Insurance Appeal No. 47 of 2006

Dated this the 28th November, 2007.

J U D G M E N T

This appeal is filed by the opposite party in I.C.No.63/1995, challenging the order passed by the Insurance Court, by which it was held that the establishment of the respondent is not liable to be covered. There were two Insurance Cases and they were tried jointly and disposed of by a common judgment. Against the decision in I.C.No.106/1995, the appellant filed Insurance Appeal No.53/2006, which was already dismissed. Hence, there is scope for interference in this appeal, and this appeal is also to be dismissed.

In the result, this appeal is dismissed.

K.PADMANABHAN NAIR,
JUDGE

nj.